

Raised Bill No. 5283

February Session, 2022

LCO No. 1833



Referred to Committee on EDUCATION

Introduced by: (ED)

## AN ACT CONCERNING THE EDUCATION COST SHARING GRANT FORMULA AND THE FUNDING OF OTHER EDUCATION PROGRAMS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- 1 Section 1. Section 10-262h of the 2022 supplement to the general
- 2 statutes is repealed and the following is substituted in lieu thereof
- 3 (Effective July 1, 2022):
- 4 (a) For the fiscal year ending June 30, 2018, each town maintaining
- 5 public schools according to law shall be entitled to an equalization aid
- 6 grant as follows: (1) Any town designated as an alliance district, as
- 7 defined in section 10-262u, shall be entitled to an equalization aid grant
- 8 in an amount equal to its base grant amount; and (2) any town not
- 9 designated as an alliance district shall be entitled to an equalization aid
- 10 grant in an amount equal to ninety-five per cent of its base grant
- 11 amount.
- 12 (b) For the fiscal year ending June 30, 2019, each town maintaining
- 13 public schools according to law shall be entitled to an equalization aid
- grant as follows: (1) Any town whose fully funded grant is greater than
- 15 its base grant amount shall be entitled to an equalization aid grant in an

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amount equal to its base grant amount plus four and one-tenth per cent of its grant adjustment; and (2) any town whose fully funded grant is less than its base grant amount shall be entitled to an equalization aid grant in an amount equal to its base grant amount minus twenty-five per cent of its grant adjustment, except any such town designated as an alliance district shall be entitled to an equalization aid grant in an amount equal to its base grant amount.

- (c) For the fiscal years ending June 30, 2020, and June 30, 2021, each town maintaining public schools according to law shall be entitled to an equalization aid grant as follows: (1) Any town whose fully funded grant is greater than its base grant amount shall be entitled to an equalization aid grant in an amount equal to its equalization aid grant amount for the previous fiscal year plus ten and sixty-six-one-hundredths per cent of its grant adjustment; and (2) any town whose fully funded grant is less than its base grant amount shall be entitled to an equalization aid grant amount for the previous fiscal year minus eight and thirty-three-one-hundredths per cent of its grant adjustment, except any such town designated as an alliance district shall be entitled to an equalization aid grant in an amount equal to its base grant amount.
- (d) For the fiscal years ending June 30, 2022, and June 30, 2023, each town maintaining public schools according to law shall be entitled to an equalization aid grant as follows: (1) Any town whose fully funded grant is greater than its base grant amount shall be entitled to an equalization aid grant in an amount equal to its equalization aid grant amount for the previous fiscal year plus ten and sixty-six-one-hundredths per cent of its grant adjustment; and (2) any town whose fully funded grant is less than its base grant amount shall be entitled to an equalization aid grant in an amount equal to the amount the town was entitled to for the fiscal year ending June 30, 2021.
- (e) For the fiscal [years] <u>year</u> ending June 30, 2024, [to June 30, 2027, inclusive,] each town maintaining public schools according to law shall be entitled to an equalization aid grant as follows: (1) Any town whose

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fully funded grant is greater than its base grant amount shall be entitled to an equalization aid grant in an amount equal to its equalization aid grant amount for the previous fiscal year plus ten and sixty-six-one-hundredths per cent of its grant adjustment; and (2) any town whose fully funded grant is less than its base grant amount shall be entitled to an equalization aid grant in an amount equal to its equalization aid grant amount for the previous fiscal year minus eight and thirty-three-one-hundredths per cent of its grant adjustment, except any such town designated as an alliance district shall be entitled to an equalization aid grant in an amount equal to its base grant amount.

- (f) For the fiscal years ending June 30, [2028, and] 2025, to June 30, 2029, inclusive, each town maintaining public schools according to law shall be entitled to an equalization aid grant as follows: (1) Any town whose fully funded grant is greater than its base grant amount shall be entitled to an equalization aid grant in an amount equal to its fully funded grant; and (2) any town whose fully funded grant is less than its base grant amount shall be entitled to an equalization aid grant in an amount equal to its equalization aid grant amount for the previous fiscal year minus eight and thirty-three-one-hundredths per cent of its grant adjustment, except any such town designated as an alliance district shall be entitled to an equalization aid grant in an amount equal to its base grant amount.
- (g) For the fiscal year ending June 30, 2030, and each fiscal year thereafter, each town maintaining public schools according to law shall be entitled to an equalization aid grant in an amount equal to its fully funded grant, except any town designated as an alliance district whose fully funded grant amount is less than its base grant amount shall be entitled to an equalization aid grant in an amount equal to its base grant amount.
- Sec. 2. (NEW) (*Effective July 1, 2024*) (a) As used in this section, section 3 of this act and sections 10-65, 10-264*l* and 10-266aa of the general statutes, as amended by this act:

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- (2) "Foundation" has the same meaning as provided in section 10-262f of the general statutes, except that for the fiscal year ending June 30, 2026, and each fiscal year thereafter, the foundation for an interdistrict magnet school operator that is not a local or regional board of education is adjusted by the percentage increase in personal income, as defined in section 2-33a of the general statutes, or the percentage increase in inflation, as defined in section 2-33a of the general statutes, whichever is greater.
- (3) "Resident students" has the same meaning as provided in section 10-262f of the general statutes.
- (4) "Resident choice program students" means the number of students of a town enrolled or participating in a particular choice program.
  - (5) "Total need students" has the same meaning as provided in section 10-262f of the general statutes.
  - (6) "Total magnet school program need students" means the sum of (A) the number of students enrolled in the interdistrict magnet school program of the interdistrict magnet school operator, who is not a local or regional board of education, for the school year, and (B) for the school year commencing July 1, 2024, and each school year thereafter, (i) thirty per cent of the number of children enrolled in such interdistrict magnet school program eligible for free or reduced price meals or free milk, (ii) fifteen per cent of the number of such children eligible for free or reduced price meals or free milk in excess of the number of such children eligible for free or reduced price meals or free milk that is equal to sixty per cent of the total number of children enrolled in such interdistrict magnet school program, (iii) twenty-five per cent of the number of students enrolled in such interdistrict magnet school program who are English language learners, as defined in section 10-76kk of the general

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- statutes, and (iv) fifteen per cent of the number of students enrolled in
- such interdistrict magnet school program if such interdistrict magnet
- school program is assisting the state in meeting its obligations pursuant
- to the decision in Sheff v. O'Neill, 238 Conn. 1 (1996), or any related
- stipulation or order in effect, as determined by the commissioner.
- 118 (7) "Sending town" means the town that sends resident choice
- program students, which it would otherwise be legally responsible for
- 120 educating, to a choice program.
- 121 (8) "Receiving district" has the same meaning as provided in section
- 122 10-266aa of the general statutes, as amended by this act.
- 123 (9) "Weighted funding amount per pupil" means the quotient of (A)
- the product of the foundation and a town's total need students for the
- fiscal year prior to the year in which the grant is to be paid, and (B) the
- 126 number of resident students of the town.
- 127 (10) "Weighted funding amount per sending town" means the
- 128 product of a town's (A) weighted funding amount per pupil, and (B)
- 129 number of resident choice program students for a particular choice
- 130 program.
- 131 (11) "Choice program grant" means the sum of the weighted funding
- amount per sending town for each sending town.
- (b) (1) For the fiscal year ending June 30, 2025, and each fiscal year
- thereafter, an interdistrict magnet school program operator that is not a
- local or regional board of education, shall be entitled to a grant in an
- amount equal to the product of the foundation and its total magnet
- 137 school program need students.
- 138 (2) For the fiscal year ending June 30, 2025, and each fiscal year
- thereafter, an interdistrict magnet school operator that is a local or
- regional board of education shall be entitled to a grant in an amount
- 141 equal to its choice program grant.
- 142 (c) For the fiscal year ending June 30, 2025, and each fiscal year

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- thereafter, the local or regional board of education for each receiving
- 144 district shall be entitled to a grant in an amount equal to its choice
- 145 program grant.
- 146 (d) For the fiscal year ending June 30, 2025, and each fiscal year
- thereafter, a local or regional board of education that operates a regional
- agricultural science and technology center shall be entitled to a grant in
- an amount equal to its choice program grant.
- 150 Sec. 3. (NEW) (*Effective from passage*) (a) Not later than January 1, 2024,
- 151 the Department of Education shall calculate an estimated amount of
- each choice program grant under section 2 of this act for the fiscal year
- ending June 30, 2025, using data collected during the fiscal year ending
- 154 June 30, 2024, and notify each local and regional board of education and
- interdistrict magnet school program operator that is not a local or
- regional board of education of such estimated amounts.
- (b) Not later than January 1, 2024, the Department of Education shall
- calculate an estimated fully funded grant, as defined in section 10-262f
- of the general statutes, for each town for the fiscal year ending June 30,
- 160 2025, using data collected during the fiscal year ending June 30, 2024,
- and notify each town of such estimated amount.
- 162 (c) Not later than January 1, 2024, the Department of Education shall
- 163 calculate the product of the foundation and total charter need students,
- as defined in section 10-66ee of the general statutes, as amended by this
- act, for each fiscal authority for a state charter school for the fiscal year
- ending June 30, 2025, using data collected during the fiscal year ending
- 167 June 30, 2024, and notify each such fiscal authority of such product.
- Sec. 4. Section 10-264*l* of the 2022 supplement to the general statutes
- is repealed and the following is substituted in lieu thereof (*Effective July*
- 170 1, 2024):
- 171 (a) The Department of Education shall, within available
- appropriations, establish a grant program (1) to assist (A) local and
- 173 regional boards of education, (B) regional educational service centers,

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174 (C) the Board of Trustees of the Community-Technical Colleges on 175 behalf of Quinebaug Valley Community College and Three Rivers 176 Community College, and (D) cooperative arrangements pursuant to 177 section 10-158a, and (2) in assisting the state in meeting its obligations 178 pursuant to the decision in Sheff v. O'Neill, 238 Conn. 1 (1996), or any 179 related stipulation or order in effect, as determined by the 180 commissioner, to assist (A) the Board of Trustees of the Community-181 Technical Colleges on behalf of a regional community-technical college, 182 (B) the Board of Trustees of the Connecticut State University System on 183 behalf of a state university, (C) the Board of Trustees of The University 184 of Connecticut on behalf of the university, (D) the board of governors 185 for an independent institution of higher education, as defined in 186 subsection (a) of section 10a-173, or the equivalent of such a board, on 187 behalf of the independent institution of higher education, and (E) any 188 third-party not-for-profit corporation approved by the 189 commissioner with the operation of interdistrict magnet school 190 programs. All interdistrict magnet schools shall be operated in 191 conformance with the same laws and regulations applicable to public 192 schools. For the purposes of this section "an interdistrict magnet school 193 program" means a program which (i) supports racial, ethnic and 194 economic diversity, (ii) offers a special and high quality curriculum, and 195 (iii) requires students who are enrolled to attend at least half-time. An 196 interdistrict magnet school program does not include a regional 197 agricultural science and technology school, a technical education and 198 career school or a regional special education center. For the school years 199 commencing July 1, 2017, to July 1, 2023, inclusive, the governing 200 authority for each interdistrict magnet school program shall (I) restrict 201 the number of students that may enroll in the school from a participating 202 district to seventy-five per cent of the total school enrollment, and (II) 203 maintain a total school enrollment that is in accordance with the 204 reduced-isolation setting standards for interdistrict magnet school 205 programs, developed by the Commissioner of Education pursuant to 206 section 10-264r.

(b) (1) Applications for interdistrict magnet school program

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operating grants awarded pursuant to this section shall be submitted annually to the Commissioner of Education at such time and in such manner as the commissioner prescribes, except that on and after July 1, 2009, applications for such operating grants for new interdistrict magnet schools, other than those that the commissioner determines will assist the state in meeting its obligations pursuant to the decision in Sheff v. O'Neill, 238 Conn. 1 (1996), or any related stipulation or order in effect, as determined by the commissioner, shall not be accepted until the commissioner develops a comprehensive state-wide interdistrict magnet school plan. The commissioner shall submit such comprehensive state-wide interdistrict magnet school plan on or before October 1, 2016, to the joint standing committees of the General Assembly having cognizance of matters relating to education and appropriations.

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(2) In determining whether an application shall be approved and funds awarded pursuant to this section, the commissioner shall consider, but such consideration shall not be limited to: (A) Whether the program offered by the school is likely to increase student achievement; (B) whether the program is likely to reduce racial, ethnic and economic isolation; (C) the percentage of the student enrollment in the program from each participating district; and (D) the proposed operating budget and the sources of funding for the interdistrict magnet school. For a magnet school not operated by a local or regional board of education, the commissioner shall only approve a proposed operating budget that, on a per pupil basis, does not exceed the maximum allowable threshold established in accordance with this subdivision. The maximum allowable threshold shall be an amount equal to one hundred twenty per cent of the state average of the quotient obtained by dividing net current expenditures, as defined in section 10-261, by average daily membership, as defined in said section, for the fiscal year two years prior to the fiscal year for which the operating grant is requested. The Department of Education shall establish the maximum allowable threshold no later than December fifteenth of the fiscal year prior to the fiscal year for which the operating grant is requested. If requested by an

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applicant that is not a local or regional board of education, the commissioner may approve a proposed operating budget that exceeds the maximum allowable threshold if the commissioner determines that there are extraordinary programmatic needs. For the fiscal years ending June 30, 2017, June 30, 2018, June 30, 2020, and June 30, 2021, in the case of an interdistrict magnet school that will assist the state in meeting its obligations pursuant to the decision in Sheff v. O'Neill, 238 Conn. 1 (1996), or any related stipulation or order in effect, as determined by the commissioner, the commissioner shall also consider whether the school is meeting the reduced-isolation setting standards for interdistrict magnet school programs, developed by the commissioner pursuant to section 10-264r. If such school has not met such reduced-isolation setting standards, it shall not be entitled to receive a grant pursuant to this section unless the commissioner finds that it is appropriate to award a grant for an additional year or years and approves a plan to bring such school into compliance with such reduced-isolation setting standards. If requested by the commissioner, the applicant shall meet with the commissioner or the commissioner's designee to discuss the budget and sources of funding.

(3) For the fiscal years ending June 30, 2018, to June 30, 2023, inclusive, the commissioner shall not award a grant to an interdistrict magnet school program that (A) has more than seventy-five per cent of the total school enrollment from one school district, or (B) does not maintain a total school enrollment that is in accordance with the reduced-isolation setting standards for interdistrict magnet school programs, developed by the Commissioner of Education pursuant to section 10-264r, except the commissioner may award a grant to such school for an additional year or years if the commissioner finds it is appropriate to do so and approves a plan to bring such school into compliance with such residency or reduced-isolation setting standards.

(4) For the fiscal years ending June 30, 2018, to June 30, 2021, inclusive, if an interdistrict magnet school program does not maintain a total school enrollment that is in accordance with the reduced-isolation setting standards for interdistrict magnet school programs, developed

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by the commissioner pursuant to section 10-264r, for two or more consecutive years, the commissioner may impose a financial penalty on the operator of such interdistrict magnet school program, or take any other measure, in consultation with such operator, as may be appropriate to assist such operator in complying with such reduced-isolation setting standards.

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- (5) For the purposes of equalization aid under section 10-262h, as amended by this act, a student enrolled in an interdistrict magnet school program shall be considered a student enrolled in the school district in which such student resides.
- (c) (1) [The maximum amount each interdistrict magnet school program, except those described in subparagraphs (A) to (G), inclusive, of subdivision (3) of this subsection, shall be eligible to receive per enrolled student who is not a resident of the town operating the magnet school shall be (A) six thousand sixteen dollars for the fiscal year ending June 30, 2008, (B) six thousand seven hundred thirty dollars for the fiscal years ending June 30, 2009, to June 30, 2012, inclusive, (C) seven thousand eighty-five dollars for the fiscal years ending June 30, 2013, to June 30, 2019, inclusive, and (D) seven thousand two hundred twentyseven dollars for the fiscal year ending June 30, 2020, and each fiscal year thereafter. The per pupil grant for each enrolled student who is a resident of the town operating the magnet school program shall be (i) three thousand dollars for the fiscal years ending June 30, 2008, to June 30, 2019, inclusive, and (ii) three thousand sixty dollars for the fiscal year ending June 30, 2020, and each fiscal year thereafter.] For the fiscal year ending June 30, 2025, and each fiscal year thereafter, each interdistrict magnet school operator shall be paid a grant equal to the amount the operator is entitled to receive under the provisions of section 2 of this act, except that no operator shall receive less than the sum of the amount of the magnet operating grant per student such operator received for the fiscal year ending June 30, 2024, plus the amount of general education tuition per student such operator received from sending districts for each student.

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(2) For the fiscal year ending June 30, 2003, and each fiscal year thereafter, the commissioner may, within available appropriations, provide supplemental grants for the purposes of enhancing educational programs in such interdistrict magnet schools, as the commissioner determines. Such grants shall be made after the commissioner has conducted a comprehensive financial review and approved the total operating budget for such schools, including all revenue and expenditure estimates.

[(3) (A) Except as otherwise provided in subparagraphs (C) to (G), inclusive, of this subdivision, each interdistrict magnet school operated by a regional educational service center that enrolls less than fifty-five per cent of the school's students from a single town shall receive a per pupil grant in the amount of (i) six thousand two hundred fifty dollars for the fiscal year ending June 30, 2006, (ii) six thousand five hundred dollars for the fiscal year ending June 30, 2007, (iii) seven thousand sixty dollars for the fiscal year ending June 30, 2008, (iv) seven thousand six hundred twenty dollars for the fiscal years ending June 30, 2009, to June 30, 2012, inclusive, (v) seven thousand nine hundred dollars for the fiscal years ending June 30, 2013, to June 30, 2019, inclusive, and (vi) eight thousand fifty-eight dollars for the fiscal year ending June 30, 2020, and each fiscal year thereafter.

(B) Except as otherwise provided in subparagraphs (C) to (G), inclusive, of this subdivision, each interdistrict magnet school operated by a regional educational service center that enrolls at least fifty-five per cent of the school's students from a single town shall receive a per pupil grant for each enrolled student who is not a resident of the district that enrolls at least fifty-five per cent of the school's students in the amount of (i) six thousand sixteen dollars for the fiscal year ending June 30, 2008, (ii) six thousand seven hundred thirty dollars for the fiscal years ending June 30, 2009, to June 30, 2012, inclusive, (iii) seven thousand eighty-five dollars for the fiscal years ending June 30, 2013, to June 30, 2019, inclusive, and (iv) seven thousand two hundred twenty-seven dollars for the fiscal year ending June 30, 2020, and each fiscal year thereafter. The per pupil grant for each enrolled student who is a resident of the

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district that enrolls at least fifty-five per cent of the school's students shall be three thousand sixty dollars.

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(C) (i) For the fiscal years ending June 30, 2015, to June 30, 2019, inclusive, each interdistrict magnet school operated by a regional educational service center that began operations for the school year commencing July 1, 2001, and that for the school year commencing July 1, 2008, enrolled at least fifty-five per cent, but no more than eighty per cent of the school's students from a single town, shall receive a per pupil grant (I) for each enrolled student who is a resident of the district that enrolls at least fifty-five per cent, but no more than eighty per cent of the school's students, up to an amount equal to the total number of such enrolled students as of October 1, 2013, using the data of record, in the amount of eight thousand one hundred eighty dollars, (II) for each enrolled student who is a resident of the district that enrolls at least fiftyfive per cent, but not more than eighty per cent of the school's students, in an amount greater than the total number of such enrolled students as of October 1, 2013, using the data of record, in the amount of three thousand dollars, (III) for each enrolled student who is not a resident of the district that enrolls at least fifty-five per cent, but no more than eighty per cent of the school's students, up to an amount equal to the total number of such enrolled students as of October 1, 2013, using the data of record, in the amount of eight thousand one hundred eighty dollars, and (IV) for each enrolled student who is not a resident of the district that enrolls at least fifty-five per cent, but not more than eighty per cent of the school's students, in an amount greater than the total number of such enrolled students as of October 1, 2013, using the data of record, in the amount of seven thousand eighty-five dollars.

(ii) For the fiscal year ending June 30, 2020, and each fiscal year thereafter, each interdistrict magnet school operated by a regional educational service center that began operations for the school year commencing July 1, 2001, and that for the school year commencing July 1, 2008, enrolled at least fifty-five per cent, but not more than eighty per cent of the school's students from a single town, shall receive a per pupil grant (I) for each enrolled student who is a resident of the district that

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enrolls at least fifty-five per cent, but not more than eighty per cent of the school's students, up to an amount equal to the total number of such enrolled students as of October 1, 2013, using the data of record, in the amount of eight thousand three hundred forty-four dollars, (II) for each enrolled student who is a resident of the district that enrolls at least fiftyfive per cent, but not more than eighty per cent of the school's students, in an amount greater than the total number of such enrolled students as of October 1, 2013, using the data of record, in the amount of three thousand sixty dollars, (III) for each enrolled student who is not a resident of the district that enrolls at least fifty-five per cent, but no more than eighty per cent of the school's students, up to an amount equal to the total number of such enrolled students as of October 1, 2013, using the data of record, in the amount of eight thousand three hundred fortyfour dollars, and (IV) for each enrolled student who is not a resident of the district that enrolls at least fifty-five per cent, but not more than eighty per cent of the school's students, in an amount greater than the total number of such enrolled students as of October 1, 2013, using the data of record, in the amount of seven thousand two hundred twentyseven dollars.

(D) (i) Except as otherwise provided in subparagraph (D)(ii) of this subdivision, each interdistrict magnet school operated by (I) a regional educational service center, (II) the Board of Trustees of the Community-Technical Colleges on behalf of a regional community-technical college, (III) the Board of Trustees of the Connecticut State University System on behalf of a state university, (IV) the Board of Trustees for The University of Connecticut on behalf of the university, (V) the board of governors for an independent institution of higher education, as defined in subsection (a) of section 10a-173, or the equivalent of such a board, on behalf of the independent institution of higher education, except as otherwise provided in subparagraph (E) of this subdivision, (VI) cooperative arrangements pursuant to section 10-158a, (VII) any other third-party not-for-profit corporation approved by the commissioner, and (VIII) the Hartford school district for the operation of Great Path Academy on behalf of Manchester Community College, that enrolls less

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- 412 grant in the amount of nine thousand six hundred ninety-five dollars for
- 413 the fiscal year ending June 30, 2010, ten thousand four hundred forty-
- 414 three dollars for the fiscal years ending June 30, 2011, to June 30, 2019,
- inclusive, and ten thousand six hundred fifty-two dollars for the fiscal
- 416 year ending June 30, 2020, and each fiscal year thereafter.

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- (ii) For the fiscal years ending June 30, 2016, to June 30, 2019, inclusive, any interdistrict magnet school described in subparagraph (D)(i) of this subdivision that enrolls less than fifty per cent of its incoming students from Hartford shall receive a per pupil grant in the amount of seven thousand nine hundred dollars for one-half of the total number of non-Hartford students enrolled in the school over fifty per cent of the total school enrollment and shall receive a per pupil grant in the amount of ten thousand four hundred forty-three dollars for the remainder of the total school enrollment. For the fiscal year ending June 30, 2020, and each fiscal year thereafter, any interdistrict magnet school described in subparagraph (D)(i) of this subdivision that enrolls less than fifty per cent of its incoming students from Hartford shall receive a per pupil grant in the amount of eight thousand fifty-eight dollars for one-half of the total number of non-Hartford students enrolled in the school over fifty per cent of the total school enrollment and shall receive a per pupil grant in the amount of ten thousand six hundred fifty-two dollars for the remainder of the total school enrollment, except the commissioner may, upon the written request of an operator of such school, waive such fifty per cent enrollment minimum for good cause.
- (E) For the fiscal year ending June 30, 2015, and each fiscal year thereafter, each interdistrict magnet school operated by the board of governors for an independent institution of higher education, as defined in subsection (a) of section 10a-173, or the equivalent of such a board, on behalf of the independent institution of higher education, that (i) began operations for the school year commencing July 1, 2014, (ii) enrolls less than sixty per cent of its students from Hartford pursuant to the decision in Sheff v. O'Neill, 238 Conn. 1 (1996), or any related stipulation or order in effect, as determined by the commissioner, and (iii) enrolls students

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at least half-time, shall be eligible to receive a per pupil grant (I) equal to sixty-five per cent of the grant amount determined pursuant to subparagraph (D) of this subdivision for each student who is enrolled at such school for at least two semesters in each school year, and (II) equal to thirty-two and one-half per cent of the grant amount determined pursuant to subparagraph (D) of this subdivision for each student who is enrolled at such school for one semester in each school year.

- (F) Each interdistrict magnet school operated by a local or regional board of education, pursuant to the decision in Sheff v. O'Neill, 238 Conn. 1 (1996), or any related stipulation or order in effect, shall receive a per pupil grant for each enrolled student who is not a resident of the district in the amount of (i) twelve thousand dollars for the fiscal year ending June 30, 2010, (ii) thirteen thousand fifty-four dollars for the fiscal years ending June 30, 2011, to June 30, 2019, inclusive, and (iii) thirteen thousand three hundred fifteen dollars for the fiscal year ending June 30, 2020, and each fiscal year thereafter.
- (G) In addition to the grants described in subparagraph (E) of this subdivision, for the fiscal year ending June 30, 2010, the commissioner may, subject to the approval of the Secretary of the Office of Policy and Management and the Finance Advisory Committee, established pursuant to section 4-93, provide supplemental grants to the Hartford school district of up to one thousand fifty-four dollars for each student enrolled at an interdistrict magnet school operated by the Hartford school district who is not a resident of such district.
- (H) For the fiscal year ending June 30, 2016, and each fiscal year thereafter, the half-day Greater Hartford Academy of the Arts interdistrict magnet school operated by the Capital Region Education Council shall be eligible to receive a per pupil grant equal to sixty-five per cent of the per pupil grant specified in subparagraph (A) of this subdivision.
- 476 (I) For the fiscal years ending June 30, 2016, to June 30, 2018, inclusive,

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the half-day Greater Hartford Academy of Mathematics and Science interdistrict magnet school operated by the Capitol Region Education Council shall be eligible to receive a per pupil grant equal to six thousand seven hundred eighty-seven dollars for (i) students enrolled in grades ten to twelve, inclusive, for the fiscal year ending June 30, 2016, (ii) students enrolled in grades eleven and twelve for the fiscal year ending June 30, 2017, and (iii) students enrolled in grade twelve for the fiscal year ending June 30, 2018. For the fiscal year ending June 30, 2016, and each fiscal year thereafter, the half-day Greater Hartford Academy of Mathematics and Science interdistrict magnet school shall not be eligible for any additional grants pursuant to subsection (c) of this section.

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(4) For the fiscal years ending June 30, 2015, and June 30, 2016, the department may limit payment to an interdistrict magnet school operator to an amount equal to the grant that such magnet school operator was eligible to receive based on the enrollment level of the interdistrict magnet school program on October 1, 2013. Approval of funding for enrollment above such enrollment level shall be prioritized by the department as follows: (A) Increases in enrollment in an interdistrict magnet school program that is adding planned new grade levels for the school years commencing July 1, 2015, and July 1, 2016; (B) increases in enrollment in an interdistrict magnet school program that added planned new grade levels for the school year commencing July 1, 2014, and was funded during the fiscal year ending June 30, 2015; (C) increases in enrollment in an interdistrict magnet school program that is moving into a permanent facility for the school years commencing July 1, 2014, to July 1, 2016, inclusive; (D) increases in enrollment in an interdistrict magnet school program to ensure compliance with subsection (a) of this section; and (E) new enrollments for a new interdistrict magnet school program commencing operations on or after July 1, 2014, pursuant to the decision in Sheff v. O'Neill, 238 Conn. 1 (1996), or any related stipulation or order in effect, as determined by the commissioner. Any interdistrict magnet school program operating less than full-time, but at least half-time, shall be eligible to receive a grant

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equal to sixty-five per cent of the grant amount determined pursuant to this subsection.

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(5) For the fiscal year ending June 30, 2017, the department may limit payment to an interdistrict magnet school operator to an amount equal to the grant that such magnet school operator was eligible to receive based on the enrollment level of the interdistrict magnet school program on October 1, 2013, or October 1, 2015, whichever is lower. Approval of funding for enrollment above such enrollment level shall be prioritized by the department as follows: (A) Increases in enrollment in an interdistrict magnet school program that is adding planned new grade levels for the school years commencing July 1, 2015, and July 1, 2016; (B) increases in enrollment in an interdistrict magnet school program that added planned new grade levels for the school year commencing July 1, 2014, and was funded during the fiscal year ending June 30, 2015; (C) increases in enrollment in an interdistrict magnet school program that added planned new grade levels for the school year commencing July 1, 2015, and was funded during the fiscal year ending June 30, 2016; and (D) increases in enrollment in an interdistrict magnet school program to ensure compliance with subsection (a) of this section. Any interdistrict magnet school program operating less than full-time, but at least halftime, shall be eligible to receive a grant equal to sixty-five per cent of the grant amount determined pursuant to this subsection.

(6) For the fiscal year ending June 30, 2018, and within available appropriations, the department may limit payment to an interdistrict magnet school operator to an amount equal to the grant that such magnet school operator was eligible to receive based on the enrollment level of the interdistrict magnet school program on October 1, 2013, October 1, 2015, or October 1, 2016, whichever is lower. Approval of funding for enrollment above such enrollment level shall be prioritized by the department and subject to the commissioner's approval, including increases in enrollment in an interdistrict magnet school program as a result of planned and approved new grade levels. Any interdistrict magnet school program operating less than full-time, but at least half-time, shall be eligible to receive a grant equal to sixty-five per

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cent of the grant amount determined pursuant to this subsection.

- (7) For the fiscal year ending June 30, 2019, and within available appropriations, the department may limit payment to an interdistrict magnet school operator to an amount equal to the grant that such magnet school operator was eligible to receive based on the enrollment level of the interdistrict magnet school program on October 1, 2013, October 1, 2015, October 1, 2016, or October 1, 2017, whichever is lower. Approval of funding for enrollment above such enrollment level shall be prioritized by the department and subject to the commissioner's approval, including increases in enrollment in an interdistrict magnet school program as a result of planned and approved new grade levels. Any interdistrict magnet school program operating less than full-time, but at least half-time, shall be eligible to receive a grant equal to sixty-five per cent of the grant amount determined pursuant to this subsection.
- (8) For the fiscal year ending June 30, 2020, and within available appropriations, the department may limit payment to an interdistrict magnet school operator to an amount equal to the grant that such magnet school operator was eligible to receive based on the enrollment level of the interdistrict magnet school program on October 1, 2013, October 1, 2015, October 1, 2016, October 1, 2017, or October 1, 2018, whichever is lower. Approval of funding for enrollment above such enrollment level shall be prioritized by the department and subject to the commissioner's approval, including increases in enrollment in an interdistrict magnet school program as a result of planned and approved new grade levels. Any interdistrict magnet school program operating less than full-time, but at least half-time, shall be eligible to receive a grant equal to sixty-five per cent of the grant amount determined pursuant to this subsection.
- (9) For the fiscal year ending June 30, 2021, and within available appropriations, the department may limit payment to an interdistrict magnet school operator to an amount equal to the grant that such magnet school operator was eligible to receive based on the enrollment

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level of the interdistrict magnet school program on October 1, 2013, 578 579 October 1, 2015, October 1, 2016, October 1, 2017, October 1, 2018, or 580 October 1, 2019, whichever is lower. Approval of funding for enrollment above such enrollment level shall be prioritized by the department and 581 582 subject to the commissioner's approval, including increases in 583 enrollment in an interdistrict magnet school program as a result of 584 planned and approved new grade levels. Any interdistrict magnet 585 school program operating less than full-time, but at least half-time, shall 586 be eligible to receive a grant equal to sixty-five per cent of the grant 587 amount determined pursuant to this subsection.]

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[(10)] (3) Within available appropriations, the commissioner may make grants to the following entities that operate an interdistrict magnet school that assists the state in meeting its obligations pursuant to the decision in Sheff v. O'Neill, 238 Conn. 1 (1996), or any related stipulation or order in effect, as determined by the commissioner and that provide academic support programs and summer school educational programs approved by the commissioner to students participating in such interdistrict magnet school program: (A) Regional educational service centers, (B) local and regional boards of education, (C) the Board of Trustees of the Community-Technical Colleges on behalf of a regional community-technical college, (D) the Board of Trustees of the Connecticut State University System on behalf of a state university, (E) the Board of Trustees for The University of Connecticut on behalf of the university, (F) the board of governors for an independent institution of higher education, as defined in subsection (a) of section 10a-173, or the equivalent of such a board, on behalf of the independent institution of higher education, (G) cooperative arrangements pursuant to section 10-158a, and (H) any other third-party not-for-profit corporation approved by the commissioner.

[(11)] (4) Within available appropriations, the Commissioner of Education may make grants, in an amount not to exceed seventy-five thousand dollars, for start-up costs associated with the development of new interdistrict magnet school programs that assist the state in meeting its obligations pursuant to the decision in Sheff v. O'Neill, 238 Conn. 1

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612 (1996), or any related stipulation or order in effect, as determined by the 613 commissioner, to the following entities that develop such a program: (A) Regional educational service centers, (B) local and regional boards of 614 615 education, (C) the Board of Trustees of the Community-Technical 616 Colleges on behalf of a regional community-technical college, (D) the 617 Board of Trustees of the Connecticut State University System on behalf 618 of a state university, (E) the Board of Trustees for The University of 619 Connecticut on behalf of the university, (F) the board of governors for 620 an independent institution of higher education, as defined in subsection (a) of section 10a-173, or the equivalent of such a board, on behalf of the 621 622 independent institution of higher education, (G) cooperative 623 arrangements pursuant to section 10-158a, and (H) any other third-party 624 not-for-profit corporation approved by the commissioner.

[(12)] (5) In no case shall the total grant paid to an interdistrict magnet school operator pursuant to this section exceed the aggregate total of the reasonable operating budgets of the interdistrict magnet school programs of such operator, less revenues from other sources.

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(d) [(1)] Grants made pursuant to this section [, except those made pursuant to subdivision (7) of subsection (c) of this section and subdivision (2) of this subsection, shall be paid as follows: Seventy per cent not later than September first and the balance not later than May first of each fiscal year. The May first payment shall be adjusted to reflect actual interdistrict magnet school program enrollment as of the preceding October first using the data of record as of the intervening January thirty-first, if the actual level of enrollment is lower than the projected enrollment stated in the approved grant application. The May first payment shall be further adjusted for the difference between the total grant received by the magnet school operator in the prior fiscal year and the revised total grant amount calculated for the prior fiscal year in cases where the aggregate financial audit submitted by the interdistrict magnet school operator pursuant to subdivision (1) of subsection (n) of this section indicates an overpayment by the department. Notwithstanding the provisions of this section to the contrary, grants made pursuant to this section may be paid to each interdistrict magnet

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school operator as an aggregate total of the amount that the interdistrict magnet schools operated by each such operator are eligible to receive under this section. Each interdistrict magnet school operator may distribute such aggregate grant among the interdistrict magnet school programs that such operator is operating pursuant to a distribution plan approved by the Commissioner of Education.

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- [(2) For the fiscal year ending June 30, 2016, and each fiscal year thereafter, grants made pursuant to subparagraph (E) of subdivision (3) of subsection (c) of this section shall be paid as follows: Fifty per cent of the amount not later than September first based on estimated student enrollment for the first semester on September first, and another fifty per cent not later than May first of each fiscal year based on actual student enrollment for the second semester on February first. The May first payment shall be adjusted to reflect actual interdistrict magnet school program enrollment for those students who have been enrolled at such school for at least two semesters of the school year, using the data of record, and actual student enrollment for those students who have been enrolled at such school for only one semester, using data of record. The May first payment shall be further adjusted for the difference between the total grant received by the magnet school operator in the prior fiscal year and the revised total grant amount calculated for the prior fiscal year where the financial audit submitted by the interdistrict magnet school operator pursuant to subdivision (1) of subsection (n) of this section indicates an overpayment by the department.]
- (e) The Department of Education may retain up to one-half of one per cent of the amount appropriated, in an amount not to exceed five hundred thousand dollars, for purposes of this section for program evaluation and administration.
- (f) Each local or regional school district in which an interdistrict magnet school is located shall provide the same kind of transportation to its children enrolled in such interdistrict magnet school as it provides to its children enrolled in other public schools in such local or regional

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school district. The parent or guardian of a child denied the transportation services required to be provided pursuant to this subsection may appeal such denial in the manner provided in sections 10-186 and 10-187.

- (g) On or before October fifteenth of each year, the Commissioner of Education shall determine if interdistrict magnet school enrollment is below the number of students for which funds were appropriated. If the commissioner determines that the enrollment is below such number, the additional funds shall not lapse but shall be used by the commissioner for grants for interdistrict cooperative programs pursuant to section 10-74d.
- (h) (1) In the case of a student identified as requiring special education, the school district in which the student resides shall: (A) Hold the planning and placement team meeting for such student and shall invite representatives from the interdistrict magnet school to participate in such meeting; and (B) pay the interdistrict magnet school an amount equal to the difference between the reasonable cost of educating such student and the sum of the amount received by the interdistrict magnet school for such student pursuant to subsection (c) of this section and amounts received from other state, federal, local or private sources calculated on a per pupil basis. Such school district shall be eligible for reimbursement pursuant to section 10-76g. If a student requiring special education attends an interdistrict magnet school on a full-time basis, such interdistrict magnet school shall be responsible for ensuring that such student receives the services mandated by the student's individualized education program whether such services are provided by the interdistrict magnet school or by the school district in which the student resides.
- (2) In the case of a student with a plan pursuant to Section 504 of the Rehabilitation Act of 1973, as amended from time to time, the school district in which the student resides shall pay the interdistrict magnet school an amount equal to the difference between the reasonable cost of educating such student and the sum of the amount received by the

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interdistrict magnet school for such student pursuant to subsection (c) of this section and amounts received from other state, federal, local or private sources calculated on a per pupil basis. If a student with a plan pursuant to Section 504 of the Rehabilitation Act of 1973, as amended from time to time, attends an interdistrict magnet school on a full-time basis, such interdistrict magnet school shall be responsible for ensuring that such student receives the services mandated by the student's plan, whether such services are provided by the interdistrict magnet school or by the school district in which the student resides. 

(i) Nothing in this section shall be construed to prohibit the enrollment of nonpublic school students in an interdistrict magnet school program that operates less than full-time, provided (1) such students constitute no more than five per cent of the full-time equivalent enrollment in such magnet school program, and (2) such students are not counted for purposes of determining the amount of grants pursuant to this section and section 10-264i.

- (j) After accommodating students from participating districts in accordance with an approved enrollment agreement, an interdistrict magnet school operator that has unused student capacity may enroll directly into its program any interested student. A student from a district that is not participating in an interdistrict magnet school or the interdistrict student attendance program pursuant to section 10-266aa, as amended by this act, to an extent determined by the Commissioner of Education shall be given preference. [The local or regional board of education otherwise responsible for educating such student shall contribute funds to support the operation of the interdistrict magnet school in an amount equal to the per student tuition, if any, charged to participating districts.]
- [(k) (1) For the fiscal year ending June 30, 2014, and each fiscal year thereafter, any tuition charged to a local or regional board of education by a regional educational service center operating an interdistrict magnet school or any tuition charged by the Hartford school district operating the Great Path Academy on behalf of Manchester Community

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College for any student enrolled in kindergarten to grade twelve, inclusive, in such interdistrict magnet school shall be in an amount equal to the difference between (A) the average per pupil expenditure of the magnet school for the prior fiscal year, and (B) the amount of any per pupil state subsidy calculated under subsection (c) of this section plus any revenue from other sources calculated on a per pupil basis. If any such board of education fails to pay such tuition, the commissioner may withhold from such board's town or towns a sum payable under section 10-262i in an amount not to exceed the amount of the unpaid tuition to the magnet school and pay such money to the fiscal agent for the magnet school as a supplementary grant for the operation of the interdistrict magnet school program. In no case shall the sum of such tuitions exceed the difference between (i) the total expenditures of the magnet school for the prior fiscal year, and (ii) the total per pupil state subsidy calculated under subsection (c) of this section plus any revenue from other sources. The commissioner may conduct a comprehensive financial review of the operating budget of a magnet school to verify such tuition rate.

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(2) (A) For the fiscal years ending June 30, 2013, and June 30, 2014, a regional educational service center operating an interdistrict magnet school offering a preschool program that is not located in the Sheff region may charge tuition to the Department of Education for a child enrolled in such preschool program in an amount not to exceed an amount equal to the difference between (i) the average per pupil expenditure of the preschool program offered at the magnet school for the prior fiscal year, and (ii) the amount of any per pupil state subsidy calculated under subsection (c) of this section plus any revenue from other sources calculated on a per pupil basis. The commissioner may conduct a comprehensive financial review of the operating budget of any such magnet school charging such tuition to verify such tuition rate. For purposes of this subdivision, "Sheff region" means the school districts for the towns of Avon, Bloomfield, Canton, East Granby, East Hartford, East Windsor, Ellington, Farmington, Glastonbury, Granby, Hartford, Manchester, Newington, Rocky Hill, Simsbury, South

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(B) For the fiscal year ending June 30, 2015, a regional educational service center operating an interdistrict magnet school offering a preschool program that is not located in the Sheff region may charge tuition to the parent or guardian of a child enrolled in such preschool program in an amount that is in accordance with the sliding tuition scale adopted by the State Board of Education pursuant to section 10-264p. The Department of Education shall be financially responsible for any unpaid portion of the tuition not charged to such parent or guardian under such sliding tuition scale. Such tuition shall not exceed an amount equal to the difference between (i) the average per pupil expenditure of the preschool program offered at the magnet school for the prior fiscal year, and (ii) the amount of any per pupil state subsidy calculated under subsection (c) of this section plus any revenue from other sources calculated on a per pupil basis. The commissioner may conduct a comprehensive financial review of the operating budget of any such magnet school charging such tuition to verify such tuition rate.]

[(C)] (k) For the fiscal year ending June 30, 2016, and each fiscal year thereafter, a regional educational service center operating an interdistrict magnet school offering a preschool program that is not located in the Sheff region shall charge tuition to the parent or guardian of a child enrolled in such preschool program in an amount up to four thousand fifty-three dollars, except such regional educational service center shall not charge tuition to such parent or guardian with a family income at or below seventy-five per cent of the state median income. The Department of Education shall, within available appropriations, be financially responsible for any unpaid tuition charged to such parent or guardian with a family income at or below seventy-five per cent of the state median income. The commissioner may conduct a comprehensive financial review of the operating budget of any such magnet school charging such tuition to verify such tuition rate.

(l) A participating district shall provide opportunities for its students

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to attend an interdistrict magnet school in a number that is at least equal to the number specified in any written agreement with an interdistrict magnet school operator or in a number that is at least equal to the average number of students that the participating district enrolled in such magnet school during the previous three school years.

(m) (1) On or before May 15, 2010, and annually thereafter, each interdistrict magnet school operator shall provide written notification to any school district that is otherwise responsible for educating a student who resides in such school district and will be enrolled in an interdistrict magnet school under the operator's control for the following school year. Such notification shall include (A) the number of any such students, by grade, who will be enrolled in an interdistrict magnet school under the control of such operator, (B) the name of the school in which such student has been placed, and (C) the amount of tuition to be charged to the local or regional board of education for such student. Such notification shall represent an estimate of the number of students expected to attend such interdistrict magnet schools in the following school year, but shall not be deemed to limit the number of students who may enroll in such interdistrict magnet schools for such year.

(2) For the school year commencing July 1, [2015] 2024, and each school year thereafter, any interdistrict magnet school operator that is a local or regional board of education [and did] shall not charge tuition to [a] another local or regional board of education. [for the school year commencing July 1, 2014, may not charge tuition to such board unless (A) such operator receives authorization from the Commissioner of Education to charge the proposed tuition, and (B) if such authorization is granted, such operator provides written notification on or before September first of the school year prior to the school year in which such tuition is to be charged to such board of the tuition to be charged to such board for each student that such board is otherwise responsible for educating and is enrolled at the interdistrict magnet school under such operator's control. In deciding whether to authorize an interdistrict magnet school operator to charge tuition under this subdivision, the commissioner shall consider (i) the average per pupil expenditure of

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such operator for each interdistrict magnet school under the control of such operator, and (ii) the amount of any per pupil state subsidy and any revenue from other sources received by such operator. The commissioner may conduct a comprehensive financial review of the operating budget of the magnet school of such operator to verify that the tuition is appropriate. The provisions of this subdivision shall not apply to any interdistrict magnet school operator that is a regional educational service center or assisting the state in meeting its obligations pursuant to the decision in Sheff v. O'Neill, 238 Conn. 1 (1996), or any related stipulation or order in effect, as determined by the Commissioner of Education.] The provisions of this subdivision shall apply to any interdistrict magnet school operator.

- (3) Not later than two weeks following an enrollment lottery for an interdistrict magnet school conducted by a magnet school operator, the parent or guardian of a student (A) who will enroll in such interdistrict magnet school in the following school year, or (B) whose name has been placed on a waiting list for enrollment in such interdistrict magnet school for the following school year, shall provide written notification of such prospective enrollment or waiting list placement to the school district in which such student resides and is otherwise responsible for educating such student.
- (n) (1) Each interdistrict magnet school operator shall annually file with the Commissioner of Education, at such time and in such manner as the commissioner prescribes, (A) a financial audit for each interdistrict magnet school operated by such operator, and (B) an aggregate financial audit for all of the interdistrict magnet schools operated by such operator.
- (2) Annually, the commissioner shall randomly select one interdistrict magnet school operated by a regional educational service center to be subject to a comprehensive financial audit conducted by an auditor selected by the commissioner. The regional educational service center shall be responsible for all costs associated with the audit conducted pursuant to the provisions of this subdivision.

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(o) For the school [years commencing July 1, 2009, to July 1, 2018, inclusive] <u>year commencing July 1, 2024</u>, any local or regional board of education operating an interdistrict magnet school pursuant to the decision in Sheff v. O'Neill, 238 Conn. 1 (1996), or any related stipulation or order in effect, shall not charge tuition for any student enrolled in [a preschool program or in] kindergarten to grade twelve, inclusive, in an interdistrict magnet school operated by such school district. [, except the Hartford school district may charge tuition for any student enrolled in the Great Path Academy.]

**I**(p) For the fiscal year ending June 30, 2016, and each fiscal year thereafter, if the East Hartford school district has greater than seven per cent of its resident students, as defined in section 10-262f, enrolled in an interdistrict magnet school program, then the board of education for the town of East Hartford shall not be financially responsible for four thousand four hundred dollars of the portion of the per student tuition charged for each such student in excess of such seven per cent. The Department of Education shall, within available appropriations, be financially responsible for such excess per student tuition. Notwithstanding the provisions of this subsection, for the fiscal year ending June 30, 2016, and each fiscal year thereafter, the amount of the grants payable to the board of education for the town of East Hartford in accordance with this subsection shall be reduced proportionately if the total of such grants in such year exceeds the amount appropriated for purposes of this subsection.]

Sec. 5. Subsection (b) of section 10-2640 of the 2022 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2024*):

(b) For the fiscal year ending June 30, [2013] 2025, and each fiscal year thereafter, [any tuition charged to a local or regional board of education by] a regional educational service center operating an interdistrict magnet school assisting the state in meeting its obligations pursuant to the decision in Sheff v. O'Neill, 238 Conn. 1 (1996), or any related stipulation or order in effect, as determined by the Commissioner of

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Education, shall not charge tuition to a local or regional board of education for any student enrolled in kindergarten to grade twelve, inclusive, in such interdistrict magnet school. [shall be in an amount equal to the difference between (1) the average per pupil expenditure of the magnet school for the prior fiscal year, and (2) the amount of any per pupil state subsidy calculated under subsection (c) of section 10-264l, plus any revenue from other sources calculated on a per pupil basis. If any such board of education fails to pay such tuition, the commissioner may withhold from such board's town or towns a sum payable under section 10-262i in an amount not to exceed the amount of the unpaid tuition to the magnet school and pay such money to the fiscal agent for the magnet school as a supplementary grant for the operation of the interdistrict magnet school program. In no case shall the sum of such tuitions exceed the difference between (A) the total expenditures of the magnet school for the prior fiscal year, and (B) the total per pupil state subsidy calculated under subsection (c) of section 10-264l, plus any revenue from other sources. The commissioner may conduct a comprehensive review of the operating budget of a magnet school to verify such tuition rate.]

Sec. 6. Subsection (d) of section 10-66ee of the 2022 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2022*):

## (d) (1) As used in this subsection:

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(A) "Total charter need students" means the sum of (i) the number of students enrolled in state charter schools under the control of the governing authority for such state charter schools for the school year, and (ii) for the school year commencing July 1, 2021, and each school year thereafter, (I) thirty per cent of the number of children enrolled in such state charter schools eligible for free or reduced price meals or free milk, (II) fifteen per cent of the number of such children eligible for free or reduced price meals or free milk in excess of the number of such children eligible for free or reduced price meals or free milk that is equal to sixty per cent of the total number of children enrolled in such state

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charter schools, and (III) twenty-five per cent of the number of students enrolled in such state charter schools who are English language learners, as defined in section 10-76kk.

- 948 (B) "Foundation" has the same meaning as provided in section 10-949 262f.
- (C) "Charter full weighted funding per student" means the quotient of (i) the product of the total charter need students and the foundation, and (ii) the number of students enrolled in state charter schools under the control of the governing authority for such state charter schools for the school year.

- (D) "Charter grant adjustment" means the absolute value of the difference between the foundation and charter full weighted funding per student for state charter schools under the control of the governing authority for such state charter schools for the school year.
- (2) For the fiscal year ending July 1, 2022, the state shall pay in accordance with this subsection, to the fiscal authority for a state charter school for each student enrolled in such school, the foundation plus four and one-tenth per cent of its charter grant adjustment.
- (3) For the fiscal year ending June 30, 2023, the state shall pay in accordance with this subsection, to the fiscal authority for a state charter school for each student enrolled in such school, the foundation plus fourteen and seventy-six-one-hundredths per cent of its charter grant adjustment.
- (4) For the fiscal year ending June 30, 2024, the state shall pay in accordance with this subsection, to the fiscal authority for a state charter school for each student enrolled in such school, the foundation plus twenty-five and forty-two-one-hundredths per cent of its charter grant adjustment.
- (5) For the fiscal year ending June 30, 2025, and each fiscal year thereafter, the state shall pay in accordance with this subsection, to the

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fiscal authority for a state charter school, the product of the foundation and its total charter need students.

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[(4)] (6) Payments under subdivisions (2) [and (3)] to (5), inclusive, of this subsection shall be paid as follows: Twenty-five per cent of the amount not later than July fifteenth and September first based on estimated student enrollment on May first, and twenty-five per cent of the amount not later than January first and the remaining amount not later than April first, each based on student enrollment on October first.

[(5)] (7) In the case of a student identified as requiring special education, the school district in which the student resides shall: (A) Hold the planning and placement team meeting for such student and shall invite representatives from the charter school to participate in such meeting; and (B) pay the state charter school, on a quarterly basis, an amount equal to the difference between the reasonable cost of educating such student and the sum of the amount received by the state charter school for such student pursuant to subdivision (1) of this subsection and amounts received from other state, federal, local or private sources calculated on a per pupil basis. Such school district shall be eligible for reimbursement pursuant to section 10-76g. The charter school a student requiring special education attends shall be responsible for ensuring that such student receives the services mandated by the student's individualized education program whether such services are provided by the charter school or by the school district in which the student resides.

Sec. 7. Section 10-65 of the 2022 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2024*):

(a) Each local or regional school district operating an agricultural science and technology education center approved by the State Board of Education for program, educational need, location and area to be served shall be eligible for the following grants: (1) In accordance with the provisions of chapter 173, through progress payments in accordance

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with the provisions of section 10-287i, (A) for projects for which an application was filed prior to July 1, 2011, ninety-five per cent, and (B) for projects for which an application was filed on or after July 1, 2011, eighty per cent of the net eligible costs of constructing, acquiring, renovating and equipping approved facilities to be used exclusively for such agricultural science and technology education center, for the expansion or improvement of existing facilities or for the replacement or improvement of equipment therein, and (2) subject to the provisions of section 10-65b and within available appropriations, [in an amount equal to five thousand two hundred dollars per student for every secondary school student who was enrolled in such center on October first of the previous year] for the fiscal year ending June 30, 2025, and each fiscal year thereafter, a grant equal to the amount such board is entitled to receive under the provisions of section 2 of this act, except that no board shall receive less than the sum of the amount such board received per student for the fiscal year ending June 30, 2024, plus the amount of general education tuition per student such operator received from sending districts for the fiscal year ending June 30, 2024, for each student.

(b) Each local or regional board of education not maintaining an agricultural science and technology education center shall provide opportunities for its students to enroll in one or more such centers in a number that is at least equal to the number specified in any written agreement with each such center or centers, or in the absence of such an agreement, a number that is at least equal to the average number of its students that the board of education enrolled in each such center or centers during the previous three school years, provided, in addition to such number, each such board of education shall provide opportunities for its students to enroll in the ninth grade in a number that is at least equal to the number specified in any written agreement with each such center or centers, or in the absence of such an agreement, a number that is at least equal to the average number of students that the board of education enrolled in the ninth grade in each such center or centers during the previous three school years. If a local or regional board of

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education provided opportunities for students to enroll in more than one center for the school year commencing July 1, 2007, such board of education shall continue to provide such opportunities to students in accordance with this subsection. The board of education operating an agricultural science and technology education center [may] shall not charge, subject to the provisions of section 10-65b, tuition [for a school year in an amount not to exceed fifty-nine and two-tenths per cent of the foundation level pursuant to subdivision (9) of section 10-262f, per student for the fiscal year in which the tuition is paid] to another local or regional board of education, except that such board may charge tuition for [(1) students enrolled under shared-time arrangements on a pro rata basis, and (2)] special education students which shall not exceed the actual costs of educating such students minus the amounts received pursuant to subdivision (2) of subsection (a) of this section. [and subsection (c) of this section.] Any tuition paid by such board for special education students [in excess of the tuition paid for non-specialeducation students] shall be reimbursed pursuant to section 10-76g.

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[(c) In addition to the grants described in subsection (a) of this section, within available appropriations, (1) each local or regional board of education operating an agricultural science and technology education center in which more than one hundred fifty of the students in the prior school year were out-of-district students shall be eligible to receive a grant in an amount equal to five hundred dollars for every secondary school student enrolled in such center on October first of the previous year, (2) on and after July 1, 2000, if a local or regional board of education operating an agricultural science and technology education center that received a grant pursuant to subdivision (1) of this subsection no longer qualifies for such a grant, such local or regional board of education shall receive a grant in an amount determined as follows: (A) For the first fiscal year such board of education does not qualify for a grant under said subdivision (1), a grant in the amount equal to four hundred dollars for every secondary school student enrolled in its agricultural science and technology education center on October first of the previous year, (B) for the second successive fiscal year such board of education does

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not so qualify, a grant in an amount equal to three hundred dollars for every such secondary school student enrolled in such center on said date, (C) for the third successive fiscal year such board of education does not so qualify, a grant in an amount equal to two hundred dollars for every such secondary school student enrolled in such center on said date, and (D) for the fourth successive fiscal year such board of education does not so qualify, a grant in an amount equal to one hundred dollars for every such secondary school student enrolled in such center on said date, and (3) each local and regional board of education operating an agricultural science and technology education center that does not receive a grant pursuant to subdivision (1) or (2) of this subsection shall receive a grant in an amount equal to sixty dollars for every secondary school student enrolled in such center on said date.

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(d) (1) If there are any remaining funds after the amount of the grants described in subsections (a) and (c) of this section are calculated, within available appropriations, each local or regional board of education operating an agricultural science and technology education center shall be eligible to receive a grant in an amount equal to one hundred dollars for each student enrolled in such center on October first of the previous school year. (2) If there are any remaining funds after the amount of the grants described in subdivision (1) of this subsection are calculated, within available appropriations, each local or regional board of education operating an agricultural science and technology education center that had more than one hundred fifty out-of-district students enrolled in such center on October first of the previous school year shall be eligible to receive a grant based on the ratio of the number of out-ofdistrict students in excess of one hundred fifty out-of-district students enrolled in such center on said date to the total number of out-of-district students in excess of one hundred fifty out-of-district students enrolled in all agricultural science and technology education centers that had in excess of one hundred fifty out-of-district students enrolled on said date.

(e) For the fiscal years ending June 30, 2012, and June 30, 2013, the Department of Education shall allocate five hundred thousand dollars

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to local or regional boards of education operating an agricultural science and technology education center in accordance with the provisions of subsections (b) to (d), inclusive, of this section.]

- [(f)] (c) For the fiscal year ending June 30, 2013, and each fiscal year thereafter, if a local or regional board of education receives an increase in funds pursuant to this section over the amount it received for the prior fiscal year such increase shall not be used to supplant local funding for educational purposes.
- [(g) Notwithstanding the provisions of sections 10-51 and 10-222, for the fiscal years ending June 30, 2015, to June 30, 2017, inclusive, any amount received by a local or regional board of education pursuant to subdivision (2) of subsection (a) of this section that exceeds the amount appropriated for education by the municipality or the amount in the budget approved by such regional board of education for purposes of said subdivision (2) of subsection (a) of this section, shall be available for use by such local or regional board of education, provided such excess amount is spent in accordance with the provisions of subdivision (2) of subsection (a) of this section.]
- (d) For the purposes of equalization aid under section 10-262h, as amended by this act, a student enrolled in an agricultural science and technology education center shall be considered a student enrolled in the school district in which such student resides.
- Sec. 8. Subsection (d) of section 10-64 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1*, 2024):
  - (d) Any local or regional board of education which does not furnish agricultural science and technology education approved by the State Board of Education shall designate a school or schools having such a course approved by the State Board of Education as the school which any person may attend who has completed an elementary school course through the eighth grade. The board of education shall pay the [tuition and] reasonable and necessary cost of transportation of any person

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under twenty-one years of age who is not a graduate of a high school or technical education and career school or an agricultural science and technology education center and who attends the designated school, provided transportation services may be suspended in accordance with the provisions of section 10-233c. Each such board's reimbursement percentage pursuant to section 10-266m for expenditures in excess of eight hundred dollars per pupil incurred in the fiscal year beginning July 1, 2004, and in each fiscal year thereafter, shall be increased by an additional twenty percentage points.

Sec. 9. Subsection (b) of section 10-97 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2024*):

- (b) Any local or regional board of education which does not furnish agricultural science and technology education approved by the State Board of Education shall designate a school or schools having such a course approved by the State Board of Education as the school which any person may attend who has completed an elementary school course through the eighth grade. The board of education shall pay the [tuition and] reasonable and necessary cost of transportation of any person under twenty-one years of age who is not a graduate of a high school or technical education and career school and who attends the designated school, provided transportation services may be suspended in accordance with the provisions of section 10-233c. Each such board's reimbursement percentage pursuant to section 10-266m for expenditures in excess of eight hundred dollars per pupil incurred in the fiscal year beginning July 1, 1987, and in each fiscal year thereafter, shall be increased by an additional twenty percentage points.
- Sec. 10. Subsections (g) and (h) of section 10-266aa of the 2022 supplement to the general statutes are repealed and the following is substituted in lieu thereof (*Effective July 1, 2024*):
  - [(g) (1) Except as provided in subdivisions (2) and (3) of this subsection, the Department of Education shall provide, within available

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appropriations, an annual grant to the local or regional board of education for each receiving district in an amount not to exceed two thousand five hundred dollars for each out-of-district student who attends school in the receiving district under the program.

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(2) For the fiscal year ending June 30, 2013, and each fiscal year department shall provide, within thereafter, the available appropriations, an annual grant to the local or regional board of education for each receiving district if one of the following conditions are met as follows: (A) Three thousand dollars for each out-of-district student who attends school in the receiving district under the program if the number of such out-of-district students is less than two per cent of the total student population of such receiving district, (B) four thousand dollars for each out-of-district student who attends school in the receiving district under the program if the number of such out-ofdistrict students is greater than or equal to two per cent but less than three per cent of the total student population of such receiving district, (C) six thousand dollars for each out-of-district student who attends school in the receiving district under the program if the number of such out-of-district students is greater than or equal to three per cent but less than four per cent of the total student population of such receiving district, (D) six thousand dollars for each out-of-district student who attends school in the receiving district under the program if the Commissioner of Education determines that the receiving district has an enrollment of greater than four thousand students and has increased the number of students in the program by at least fifty per cent from the previous fiscal year, or (E) eight thousand dollars for each out-of-district student who attends school in the receiving district under the program if the number of such out-of-district students is greater than or equal to four per cent of the total student population of such receiving district.

(3) (A) For the fiscal year ending June 30, 2023, the department shall provide a grant to the local or regional board of education for each receiving district described in subdivision (4) of subsection (c) of this section in an amount of four thousand dollars for each out-of-district student who resides in Danbury or Norwalk and attends school in the

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1207 receiving district under the pilot program.

(B) For the fiscal year ending June 30, 2024, and each fiscal year thereafter, the department shall provide an annual grant to the local or regional board of education for each receiving district described in subdivision (4) of subsection (c) of this section for each out-of-district student who resides in Danbury or Norwalk and attends school in the receiving district under the pilot program in accordance with the provisions of subdivisions (1) and (2) of this subsection.]

(g) (1) For the fiscal year ending June 30, 2025, and each fiscal year thereafter, each receiving district shall be paid a grant equal to the amount the town is entitled to receive under the provisions of section 2 of this act.

[(C)] (2) Not later than January 1, 2025, the department shall submit a report on the pilot program in operation in Danbury and Norwalk, pursuant to subdivision (4) of subsection (c) of this section, to the joint standing committees of the General Assembly having cognizance of matters relating to education and appropriations, in accordance with the provisions of section 11-4a. Such report shall include, but need not be limited to, the total number of students participating in the pilot program, the number of students from each town participating in the pilot program and the amount of the grant paid under the pilot program and the amount of the grant paid to each town participating in the pilot program.

[(4)] (3) Each town which receives funds pursuant to this subsection shall make such funds available to its local or regional board of education in supplement to any other local appropriation, other state or federal grant or other revenue to which the local or regional board of education is entitled.

(h) [Notwithstanding any provision of this chapter, each sending district and each receiving district shall divide the number of children participating in the program who reside in such district or attend school in such district by two for purposes of the counts for subdivision (22) of

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section 10-262f and subdivision (2) of subsection (a) of section 10-261]
For the purposes of equalization aid under section 10-262h, as amended
by this act, a student participating in the program shall not be

1242 <u>considered a student enrolled in the school district in which such</u>

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Sec. 11. (Effective from passage) (a) There is established a task force to study issues related to education funding entitled to local and regional boards of education and interdistrict magnet school operators under the provisions of section 10-262h of the general statutes, as amended by this act, and section 2 of this act, accountability, and preparing students for success in college, careers and life. Such study shall include (1) an analysis of alliance district funding under section 10-262u of the general statutes and the extent to which current district supports and requirements improve student outcomes; (2) an analysis of how the accountability system contained within Connecticut's consolidated state plan under the Elementary and Secondary Education Act, 20 USC 6301 et seq., as amended by the Every Student Succeeds Act, P.L. 114-95, can be leveraged in concert with funding increases pursuant to section 10-262h of the general statutes, as amended by this act, and section 2 of this act to improve student outcomes; (3) the identification of thresholds at which additional accountability requirements apply; (4) the retention and recruitment of teachers, paraprofessionals and social workers; (5) restrictions on the use of any additional funds received pursuant to section 10-262h of the general statutes, as amended by this act, and section 2 of this act; and (6) reporting requirements for school districts receiving additional funds provided under the provisions of section 10-262h of the general statutes, as amended by this act, and section 2 of this act.

- (b) The task force shall consist of the following members:
- (1) Three appointed by the speaker of the House of Representatives, one of whom is a representative of the Connecticut Association of Public School Superintendents, one of whom is a representative of the Connecticut Council of Administrators of Special Education and one of

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	Raised Bill No. 5283		
1272	whom is a representative of the RESC Alliance;		
1273	(2) Three appointed by the president pro tempore of the Senate, one		
1274	of whom is a representative of the Connecticut Association of Board of		
1275	Education, one of whom is a representative of Special Education Equity		
1276	for Kids and one of whom is a representative of the Center for Children's		
1277	Advocacy;		
1278	(3) Two appointed by the majority leader of the House of		
1279	Representatives, one of whom is a representative of the Connecticut		
1280	Association of Education and one of whom is a superintendent of an		
1281	alliance district;		
1282	(4) Two appointed by the majority leader of the Senate, one of whom		
1283	is a representative of the American Federation of Teachers-Connecticut		
1284	and one of whom is a representative of ConnCAN;		
1285	(5) Two appointed by the minority leader of the House of		
1286	Representatives, one of whom is a representative of the Connecticut		
1287	Association of School Administrators and one of whom is a		
1288	representative of the Connecticut Association of School Business		
1289	Officials;		
120)	Circuity		
1290	(6) Two appointed by the minority leader of the Senate, one of whom		
1291	is a representative of the Connecticut Charter School Association and		
1292	one of whom is the executive director of an agricultural science and		

1294 (7) The Commissioner of Education, or the commissioner's designee; 1295 and

technology education center;

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- 1296 (8) The Secretary of the Office of Policy and Management, or the 1297 secretary's designee.
- 1298 (c) All initial appointments to the task force shall be made not later 1299 than thirty days after the effective date of this section. Any vacancy shall 1300 be filled by the appointing authority.

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- (d) The speaker of the House of Representatives and the president pro tempore of the Senate shall select the chairpersons of the task force from among the members of the task force. Such chairpersons shall schedule the first meeting of the task force, which shall be held not later than sixty days after the effective date of this section.
  - (e) The administrative staff of the joint standing committee of the General Assembly having cognizance of matters relating to education shall serve as administrative staff of the task force.
  - (f) Not later than July 1, 2023, the task force shall submit a report, in accordance with the provisions of section 11-4a of the general statutes, on its findings and recommendations to the joint standing committee of the General Assembly having cognizance of matters relating to education. The task force shall terminate on the date that it submits such report or January 1, 2023, whichever is later.

This act shall take effect as follows and shall amend the following			
sections:			
Section 1	July 1, 2022	10-262h	
Sec. 2	July 1, 2024	New section	
Sec. 3	from passage	New section	
Sec. 4	July 1, 2024	10-264 <i>l</i>	
Sec. 5	July 1, 2024	10-264o(b)	
Sec. 6	July 1, 2022	10-66ee(d)	
Sec. 7	July 1, 2024	10-65	
Sec. 8	July 1, 2024	10-64(d)	
Sec. 9	July 1, 2024	10-97(b)	
Sec. 10	July 1, 2024	10-266aa(g) and (h)	
Sec. 11	from passage	New section	

## Statement of Purpose:

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To establish a new method of funding public education in the state.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

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